

DISTRICT OF COLUMBIA
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ALCOHOLIC BEVERAGE CONTROL BOARD
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MEETING

IN THE MATTER OF: :

Tea Room, LLC :

t/a Science Club : Show

1136 19th Street, NW : Cause

Retailer CT - ANC-2B : Hearing

License No. 74353 :

Case #14-251-00170 :

(Interfered with an Investigation, :
Operating After Hours) :

January 21, 2015

The Alcoholic Beverage Control Board met in the Alcoholic Beverage Control Hearing Room, Reeves Building, 2000 14th Street, N.W., Suite 400S, Washington, D.C. 20009, Chairperson Ruthanne Miller, presiding.

PRESENT:

RUTHANNE MILLER, Chairperson
NICK ALBERTI, Member
DONALD BROOKS, Member
HECTOR RODRIGUEZ, Member
JAMES SHORT, Member

ALSO PRESENT:

CHRISSY GEPHARDT, OAG
MARK BRASHEARS, ABRA Investigator

1 P-R-O-C-E-E-D-I-N-G-S

2 3:23 p.m.

3 CHAIRPERSON MILLER: Okay. I am going
4 to call the case. Mr. Short will be here
5 momentarily.

6 This is Case No. 14-251-00170, Science
7 Club located at 1136 19th Street, N.W., License
8 No. 74353, in ANC-2B. Good afternoon.

9 MR. MAGUIRE: Hello.

10 CHAIRPERSON MILLER: Would you like to
11 introduce yourself for the record?

12 MR. MAGUIRE: My name is Steven
13 Maguire. I'm the owner.

14 COURT REPORTER: Could you speak into
15 the microphone?

16 MR. MAGUIRE: Yes. My name is Steve
17 Maguire. I'm the owner of the business, Tea Room
18 trading as Science Club.

19 CHAIRPERSON MILLER: Okay.

20 MR. COBURN: My name is Skip Coburn.
21 As you know, I'm the Executive Director of the
22 Nightlife Association and I'm here assisting Mr.

1 Maguire.

2 CHAIRPERSON MILLER: Great. Okay.

3 Over here?

4 MS. GEPHARDT: Good afternoon. I'm
5 Chrissy Gephardt here on behalf of the Office of
6 the Attorney General.

7 INVESTIGATOR BRASHEARS: Mark
8 Brashears, Investigator from ABRA.

9 CHAIRPERSON MILLER: Okay. So you all
10 are here for a Show Cause Hearing. Do you have
11 any preliminary matters?

12 MS. GEPHARDT: Yes, we do have a
13 preliminary matter.

14 The parties have reached an Offer in
15 Compromise in this case. And the offer is as
16 follows:

17 We will be dropping Charge 2. And for
18 Charge 1, it will be a \$2,000 fine. There will
19 be two days stayed and two days served. And the
20 two days served will be a Friday and a Saturday,
21 which will be February 27th and February 28th. And
22 the \$2,000 fine will be paid within 30 days. And

1 if it's not paid within 30 days, the license will
2 be automatically suspended.

3 CHAIRPERSON MILLER: Okay. Mr.
4 Maguire, I want to confirm that you are agreeable
5 to this Offer in Compromise, which I'm going to
6 repeat. It's an offer to drop Charge 2 and then
7 for Charge 1, there will be a \$2,000 fine to be
8 paid within 30 days. If it's not paid within 30
9 days, the license will be suspended pending
10 payment. And that the license will also be
11 suspended for four days, but two of those days
12 will be stayed and two days will be served and
13 those days will be Friday and Saturday, February
14 27 and 28, 2015.

15 MR. MAGUIRE: I agree to that, yes.

16 CHAIRPERSON MILLER: Okay. And do you
17 know that by agreeing to this Offer in
18 Compromise, you waive your right to a hearing and
19 waive your right to appealing the penalty?

20 MR. MAGUIRE: Yes.

21 CHAIRPERSON MILLER: Okay. All right.
22 Any questions by Board Members? Okay.

1 Not hearing any, then I move to
2 approve this Offer in Compromise, which consists
3 of dropping Charge 2 and for Charge 1 a \$2,000
4 fine to be paid within 30 days. If not paid
5 within 30 days, then the license will be
6 suspended pending payment. And the license will
7 be suspended for four days, but two will be
8 stayed. Those two days that will be served will
9 be served on February 27th and February 28th, which
10 are Friday and Saturday.

11 Okay. Do I have a second?

12 MEMBER ALBERTI: Second.

13 CHAIRPERSON MILLER: Mr. Alberti has
14 seconded the motion.

15 All those in favor say aye.

16 ALL: Aye.

17 CHAIRPERSON MILLER: All those
18 opposed? All those abstaining? The motion
19 passes 6-0-0.

20 All right. Yes, do you have a
21 question?

22 MR. MAGUIRE: Can I ask a question

1 about Friday starts at midnight on Friday then
2 or --

3 CHAIRPERSON MILLER: Okay. The say I
4 said it, the way I understood it is all day
5 Friday, all day Saturday.

6 MR. MAGUIRE: Opening to close of
7 business hours. Okay, I understand.

8 MR. COBURN: It's Friday.

9 CHAIRPERSON MILLER: All right. Did
10 you offer something different?

11 MR. MAGUIRE: Thank you. I apologize.

12 MR. COBURN: Yes, it's Friday during
13 the hours that the license is effective.

14 MR. MAGUIRE: I see.

15 MR. COBURN: The alcohol license for
16 that period.

17 MR. MAGUIRE: I understand. Sorry.
18 Thank you.

19 MEMBER ALBERTI: So Saturday goes into
20 Sunday morning.

21 MR. COBURN: Sunday. And Friday goes
22 into Saturday.

1 MR. MAGUIRE: I understand.

2 MR. COBURN: Just like normal.

3 MEMBER ALBERTI: Okay. Great. Thank
4 you.

5 MR. MAGUIRE: That's something I
6 probably should have just directed towards
7 somebody over here.

8 MEMBER ALBERTI: Well, that's true.

9 MR. MAGUIRE: Okay.

10 MEMBER ALBERTI: It's a good thing you
11 asked.

12 CHAIRPERSON MILLER: It's a good thing
13 you understand what you just agreed to, so you
14 don't violate it by mistake.

15 MR. MAGUIRE: Okay.

16 CHAIRPERSON MILLER: Right. Okay.
17 Martha? Any other questions?

18 MR. MAGUIRE: No, thank you.

19 CHAIRPERSON MILLER: Okay.

20 MR. MAGUIRE: Again, I'm sorry.

21 CHAIRPERSON MILLER: All right. Hope
22 not to see you again.

1 MR. COBURN: Thank you.

2 CHAIRPERSON MILLER: Thank you.

3 MR. COBURN: Hope not to see you
4 again.

5 MEMBER RODRIGUEZ: Okay.

6 CHAIRPERSON MILLER: I think that that
7 concludes our business actually, our hearings at
8 least today for January 21, 2015.

9 And we are adjourned.

10 (Whereupon, the Show Cause Hearing in
11 the above-entitled matter was concluded at 3:28
12 p.m.)
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A \$2,000 3:18,22 4:7 5:3 above-entitled 8:11 ABRA 1:21 3:8 abstaining 5:18 adjourned 8:9 afternoon 2:8 3:4 agree 4:15 agreeable 4:4 agreed 7:13 agreeing 4:17 Alberti 1:17 5:12,13 6:19 7:3,8,10 alcohol 6:15 Alcoholic 1:2,12,13 ANC-2B 1:7 2:8 apologize 6:11 appealing 4:19 approve 5:2 asked 7:11 assisting 2:22 Association 2:22 Attorney 3:6 automatically 4:2 aye 5:15,16	COURT 2:14 CT 1:7 D D.C 1:14 day 6:4,5 days 3:19,19,20,22 4:1 4:8,9,11,11,12,13 5:4 5:5,7,8 different 6:10 directed 7:6 Director 2:21 DISTRICT 1:1 DONALD 1:17 drop 4:6 dropping 3:17 5:3	K know 2:21 4:17 L license 1:8 2:7 4:1,9,10 5:5,6 6:13,15 LLC 1:6 located 2:7	2:1 p.m 2:2 8:12 paid 3:22 4:1,8,8 5:4,4 parties 3:14 passes 5:19 payment 4:10 5:6 penalty 4:19 pending 4:9 5:6 period 6:16 preliminary 3:11,13 PRESENT 1:15,19 presiding 1:14 probably 7:6
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